

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(81) 121 final

Brussels, 20th March 1981

PROPOSAL FOR A COUNCIL REGULATION (EEC)

suspending the application of ceilings established by Regulation
(EEC) No 3517/80 for imports of certain products originating in
Malta

(presented by the Commission to the Council)

COM(81) 121 final

EXPLANATORY MEMORANDUM

- 1.1. The Agreement between the Community and Malta provides in Article 2 of Annex I that imports of certain products originating in Malta be subject to an annual ceiling above which customs duties can be reintroduced.

The Community has accordingly fixed, under Council Regulation, the ceilings applicable in the first half-year ^{of} 1981 to imports of a number of products. (Regulation (EEC) No 3517/80, see OJ No L 370 of 31.12.1980).

- 1.2. However, provision is also made in Article 2 ^{that} if, for two successive years, imports of a product subject to a ceiling are less than 90 % of the level fixed, the Community shall suspend application of this ceiling. The Community totals of amounts set off against the ceilings for 1979 and 1980 show that imports of certain products did not reach 90 % in those years. This being so, the Community is obliged to suspend application of ceilings already fixed for 1981 and to amend the above mentioned Regulation accordingly.

- 2.1. It is submitted that the proposal for the Council Regulation annexed hereto be approved, i.e. providing for :

suspension of the application of two ceilings to which imports of certain products originating in Malta are subject.

- 2.2. This is the subject of the present proposal for a Regulation (see Annex).

1

Proposal for a
COUNCIL REGULATION (EEC)

suspending the application of ceilings established by Regulation (EEC)
No. 3517/80 for imports of certain products originating in Malta

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and
in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas, pursuant to Article 2 of Annex I to the Agreement establishing an association between the European Economic Community and Malta, the Community has, by Regulation (EEC) No 3517/80 (1), established the ceilings applicable in 1981 to imports of certain products originating in Malta; whereas that Article provides that if, for two successive years, imports of a product subject to a ceiling are less than 90 % of the amount fixed, the Community shall suspend the application of this ceiling;

Whereas the Communities' statistical summaries for 1979 and 1980 show that imports of certain products which are subject to ceilings did not, during those years, reach 90% of the ceilings indicated; whereas, therefore, the Community should suspend application of the ceilings valid for imports of the products in question from 1 January 1981; whereas, however, it is desirable to follow the development of these imports means of statistical surveillance,

(1) OJ No L 370, 31.12.1980, p. 12.

HAS ADOPTED THIS REGULATION :

Article 1

The application of the ceilings established by Article 1 of Regulation (EEC) No 3517/80 shall be suspended from 1 January 1981 for imports of cotton yarn, not put up for retail sale, falling within heading 55.05 of the Common Customs Tariff and of man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning, falling within heading 56.04 of the Common Customs Tariff, listed under Serial Nos I M 1 and I M 3 in Annex I to the said Regulation.

These imports shall remain under Community surveillance.

Article 2

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,1981

For the Council

The President